

REMARKS/ARGUMENTS

Claims 1, 3, 4, 7-9, and 15 remain pending in the present patent application. No claims are amended herein. Claims 2, 5, 6, 10-14, and 16-20 were previously canceled herein without prejudice. The specification is amended herein. No new matter has been added herein as a result of the amendment.

The Office Action mailed March 16, 2009, hereinafter referred to as the “instant Office Action,” states “[t]he specification is objected to as failing to provide proper antecedent basis for the claimed subject matter... [t]he Specification does not mention the recited “computer-readable medium;” (emphasis in original; page 2 of the instant Office Action).

Applicant notes that MPEP 2163.06(III) recites that “[t]he claims as filed in the original specification are part of the disclosure and therefore, if an application as originally filed contains a claim disclosing material not disclosed in the remainder of the specification, the applicant may amend the specification to include the claimed subject matter.”

Accordingly, paragraph beginning on page 8, line 13 is amended herein with information from originally filed Claim 15 to provide antecedent support for the phrase “computer-readable medium” of Claim 15. Therefore, Applicant respectfully submits that the Specification as amended overcomes the instant objection.

CONCLUSION

In view of the foregoing remarks and amendments, Applicant respectfully submits that the pending claims in the instant patent application are in better form for appeal by entry of the proposed amendment to the Specification. As such, Applicant respectfully requests entry of the above amendment to the Specification in accordance with 37 U.S.C. §1.116(b)(1) - §1.116 (b)(3).

The Examiner is urged to contact Applicant's undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Respectfully submitted,
WAGNER BLECHER LLP

Dated: July 20, 2009

/John P. Wagner, Jr./
John P. Wagner, Jr.
Registration No. 35,398

Wagner Blecher LLP

123 Westridge Drive
Watsonville, CA 95076
(408) 377-0500